

APR - 5 2004

Application No. 09/692,721
Supplemental Reply to Office Action dated December 5, 2003

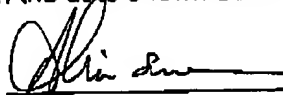
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Date: April 5, 2004



Leslie Anne Kinsman

Registration No. 45,291

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No: 09/692,721
Applicant: Peter E. SANDFORD
Filed: October 20, 2000
Title: ELEMENTS TO ERECT FEMALE AND MALE BLANKING DIES FOR A
DIE CUTTING AND/OR BLANKING MACHINE
Group: 3724
Examiner: Charles Goodman
Attorney Ref.: PAT 152-2

April 5, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450
U.S.A.

Dear Sirs:

SUBMISSION OF TERMINAL DISCLAIMER

Applicant has requested a one month extension of time, which is filed under separate cover.

This correspondence is supplemental to the response filed by the Applicant on March 5, 2004, in response to the Office Action dated December 5, 2003.

The Applicant hereby submits a perfected Terminal Disclaimer for consideration by the Examiner.

Primary Examiner Charles Goodman notified the Applicant by telephone interview conducted on March 25, 2004, that the Terminal Disclaimer filed on March 5, 2004 was unacceptable as it was not signed by an agent of record for the above noted application. The Primary Examiner requested that a Terminal Disclaimer signed by Kathleen Marsman, the agent of record, or the owner, be submitted.

Applicant therefore requests entry of the enclosed perfected Terminal Disclaimer signed by Kathleen Marsman.

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Therefore, Applicant submits that the application is now in condition for allowance,
and favorable action to that end is respectfully requested.

Respectfully submitted

Peter E. SANDFORD

By: 

Leslie Anne Kinsman
Reg. No. 45,291

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SHH/aab

Encls.

1.

Terminal Disclaimer

APR - 5 2004

PTO/SB/25 (08-03)

Approved for use through 07/31/2008. OMB 0651-0031

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**TERMINAL DISCLAIMER TO OBTAIN A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING SECOND APPLICATION**

Docket Number (Optional)

PAT 152-2

In re Application of: **Peter E. SANFORD**

Application No.: **09/692,721**

Filed: **October 20, 2000**

For: **ELEMENTS TO ERECT FEMALE AND MALE BLANKING DIES FOR A DIE CUTTING AND/OR BLANKING MACHINE**

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The owner*, **Peter E. SANFORD**, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 6,477,930 filed on August 12, 1999, of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record.

Signature

Date

Kathleen E. Marsman (Reg. No. 48,121)

Typed or printed name

(613) 237-5160

Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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